Kluppelberg v. Burge, et al. Case No. 13 CV 3963 Our File No. 13-3050

## **EXHIBIT 5**

**CPD Reports** 

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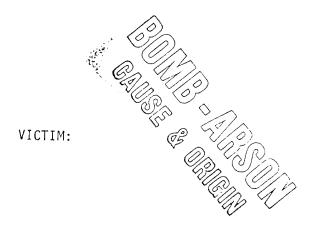
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CITY-KLUP\_000548

KD #F 105-510

ADDITIONAL VICTIMS Con't:



DATE & TIME OF OCCURRENCE:

DATE & TIME OF ASSIGNMENT:

DATE & TIME OF ARRIVAL:

BUILDING OWNER:

VICTIM TO BE INTERVIEWED:

INCIDENT:

## BOMB-ARSON

CAUSE & ORIGIN:

DAMAGE:

MOTIVE:

Page #2

# REGORD COPY

LUPERCIO, Hermitage 2nd fl., phone unknown. Her body was found in the 2nd floor front bedroom by fire fighters. She was pronounced Dead at Mercy Hos at 0915 hrs., by Dr. Smith.

LUPERCIO, PD F/WH, age 3 yrs., 4448 S. Herm 2nd fl., phone unknown. Her body was found in 2nd floor front bedroom by fire fighters. She pronounced Dead at Mercy Hospital at 0915 hrs.,

LUPERCIO, REDACT F/WH, age 4 yrs., 4448 S. Hermander fl., phone unknown. Her body was found in debris by fire fighters. She was pronounced Deat 1130 hrs. by Dr. SMITH at Mercy Hospital.

LUPERCIO, Santos M/WH, age 31, DOB
S. Hermitage, 2nd fl., phone unknown. Suffered burns to the back and a skull fracture, when he jumped or fell from the second floor window. He hospitalized in Critical condition at Holy Cross

24 Mar. 84 at 0408 hrs.

24 Mar. 84 at 0430 hrs.

24 Mar. 84 at 0500 hrs.

Unknown at this time

## DNA PERMANENT REFORM FILE

Death Investigation - a 3 story frame building, occupied, located at 4448 S. Hermitage, ignited i an unknown manner. Fire consumed the entire structure, causing the building to collapse. Six persons died in the fire when they were unable to escape. Their bodies were recovered by fire figers after the fire had been extinguished.

Because of the complete burning and collapse of t building, this detective was unable to conduct a Cause & Origin examination as of this report.

Extensive - the complete structure collapsed, lea only a pile of charred wood.

Unknown

Sof Pleane S. Jenkin #11878

Detective DIVISION Death Investigation/4448 S. Hermitage

25 Mar. 84 RD #F 105-510

Page #3

## PERMANENT RETENTION FILE

WITNESSES:

WITNESSES TO BE INTERVIEWED:

OTHER PERSONS INTERVIEWED:

FIRE DEPARTMENT 1st NOTIFIED BY:

**EXAMINATION GAS & ELEC OUTLETS:** 

SMOKE DETECTORS:

SPRINKLER SYSTEMS:

INSURANCE INFORMATION:

WEATHER & LIGHTING:

EVIDENCE:

PERSONNEL ASSIGNED:

FIRE OFFICIAL IN CHARGE:

NOTIFICATIONS:

IN CUSTODY:

ARRESTING OFFICERS:

None found as of this report

DNA

ALFARO, Leonardo B. M/WH DOB 4450 S. Hermitage 1st fl., 376-6995. Temporary shelter provided for him and 5 other members of family by the Red Cross & the Dept. of Human Ser

⊅PENA, Guadulupe J. M/WH, age 51 yrs., DOB| 4450 S. Hermitage 2nd fl., 376-5827. Temporary shelter provided to him and 11 other members of family, by the REd Cross & Dept. of Human Servic

PETROSUS, Charles M/W, age 74 yrs., 4446 S. Herm 1st fl., 247-1462. Temporary address is unknown

HARAST, Frank M/W, age 21 yrs., 4452 S. Hermitag 523-4964

DNA

Unknown

BOMB-ARSON

DNA

Unknown at this time

Mild & clear / Good artificial lighting supplied streetlights.

E.I. #5696, approximately 10 color photos of th fire scene.

Offs BARANSKI #5557 & McGUIRE #11973, beat 913

Det. JENKINS #11828, B&A, beat 5812 Det. GALL #12737, beat 5805, B&A

Det. NELSON #16164 B&A, beat 5814

Exp. Tech. ROHL #8856, beat 5802, B&A

Det. TUIDER #5648, beat 8316

Det. McKINLEY #12931, beat 8316

Deputy Fire Comm.

ALTMAN

DNA

DNA

DNA

Detective Division Death Investigation/4448 S. Hermitage

25 Mar. 84 RD #F 105-510



REGORD COPY

DATE, TIME, LOCATION OF ARREST:

CHARGES:

COURT BRANCH & DATE:

WANTED FOR QUESTIONS:

PRIOR FIRE HISTORY:

INVESTIGATION:

DNA

DNA

PERMANENT RETENTION FILE

DNA REDACTED

M/W age 13 yrs., 4329 S. Hermit 3rd fl., 5'6", 100' Lt complexion, light brown h

No prior history

Reporting detective assigned to a Death Investig at a fire, located at 4448 S. Hermitage. Upon arrival, observed that the building located at

that address had collapsed from the volumns of fire. The fire had communicated to the build ings immediately adjacent on both sides, Neighbors interviewed indicated that when they fi became aware of the fire, the building was already fully involved in flames. Because this detective was unable to enter the building to conduct a Cause & Origin examination, color photos of the exterior were taken. Beat officers interviewed at the scene stated in summar that they recieved the radio assignment of a "Fire at 4448 S. Hermitage at 0408 hrs. They only a few blocks away and arrived on the scene at approximately 0409 hrs. When they arrive the building was fully involved in flames and they observed the victim jump or fall from the second floor window. They began giving assistance and help evacuate the familys from the building immediately adjacent on both sides. They summoned an ambulance and sent the victim Holy Cross hospital.

Charles PETROSUS M/W, next door neighbor, was interviewed and stated in summary that when he awaken, he could see bright red flames burni from the building immediately to the South. At about the same time, police wereknocking or door informing him to exit the building. He dresses and exited the building along with otr neighborhood residents. He could add nothing nore to this investigation.

Frank HARAST M/W was interviewed and stated in summary that he was coming home from visiting friends when he first observed flames and smc coming from the building. He entered his apartment and called the fire edepartment. He did not see anyone on the street at the time he first discovered the fire.

While at the scene, a citizen informed the polic that while watching the fire, she overheard a M/W youth, inform his mother that he and a fr had set this fire and the one earlier. The citizen further stated that at that time the most struck the youth in the chest and told him not to say anything more. The youth was later M/W age 13 yrs., 4329 S. Hermitage 3rd floor. REDACTED was lainterviewed by this detective and Det. NELSON in the 009th District. REDACTED stated in sum that he was re-calling a television news items where the reporter stated that a woman was s running thru the yard carrying a gasoline can just after a fire occurred the previous day c Marshfield. He stated that he was saying that perhaps the woman who started that fire, may have also started this fire. His mother told him to shut-up because the woman may be stand in the crowd. He denied any knowledge or involvments in any fire. His mother, Mrs. REDACTED was interviewed seperatly and stated that when they heard the fire engines, she and her fam

walked to the fire scene together. She gave basically the same account of the incident ask son.

Detective Division Death Investigation/4448 S. Hermitage

25 Mar. 84 RD #F 105-510



Page #5

## PERMANENT RETENTION FILE

INVESTIGATION Con't:

Reporting detective , went to Holy Cross hospit in an attempt to interview the victim, Santos LUPERCIO M/WH, but was informed that he was in critical condition, suffering from a skull fracture and burns to his back, and that he was unavailable for interview. It was learned, however, that he informed the doctors that he awaken by his children screaming. He saw fire burning and he fell from the second floor window while trying to open it. The bodies of his wife and children were recovered by fire fighters after the flames had been extinguished. The bodies of his wife, Elva, his son and daughter REDACT were found in the rear bedroom by fire fighters. The bodies of his daughters REDACTED were found in the front bedroom, and the body of his daughter REDACTE was found in the debris. All were transported to Mercy hospital where they were pronounced Dead by Dr. SMITH There were no other known injuries reported as of this repor Residents from 4446 & 4450 S. Hermitage, were provided temporary shelter by the Red Cross and the Department of Human Services. No temporary addresses at this time. No further investigatives leads at this time, request this incident be reassigned to another Watch fo further investigation.

Bomb & Arson , Section

SOM ROW

### Case: 1:13-cv-03963 Document #: 547-6 Filed: 12/06/16 Page 16 of 50 PageID #:22679

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ADDITIONAL VICTIMS:	* /	LUPERCI	O, Elva F/V	VH/30yrs. D.	O.A., Mercy H	ospital. 4	448 S Hermit:	200
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BOMB & ARSON UNIT DEATH INVESTIGATION/4448 S Hermitage

26 Mar 84 RD F105510

BUILDING OWNER:

INCIDENT:

CAUSE AND ORIGIN:

DAMAGE: WITNESSES:

PERSONNEL ASSIGNED:

INVESTIGATION:

SANDOVAL, Abel M/WH/age unknown. address 5030 S Paulina, phone unknown, is the taxpayer on the property.

Death Investigation - 4448 S Hermitage, a three story frame building, 2nd and 3rd floors occupied, 1st vacant, ignited in an unknown manner, fire caused the deaths of a mother and her five children, all found in the rubble from the building.

Due to the extensive burning and the collapse of the building, the cause and the origin of the fire could not be determined. What is known from witness's accounts of the fire, is that the fire originated in the rear of of the building, 1st floor or basement, Examination of the basement in the rear indicate that the fire did not originate in the basement since the burning is less than the rest of the building. There was low burning in much of the rear of the building, to the floor of the first floor apartment in the rear which can be accounted for from the falling, burning portions of the building. There is no indications of an extremely hot fire since no beading to the copper wiring in the building was found. Suspicious burn patterns were found in the adjacent building located to the south. These were later dismissed when it was learned from an occupant that the building did not ignite until the fire communicated from 4448 S. Hermitage.

EXTENSIVE - entire building consumed.

SILLER, Oralia F/WH/25yrs. 4448 S Hermitage 3rd floor, relocated to 4450 S Wood, 1st. ALFARO, Leonardo M/WH/24 yrs. 4450 S Hermitage 1st fl., relocated to 4433 S Union, phone 285 3661.

Reporting detective, Kenneth Urbon #14261 and Det. Dennis GUEST #10600, Bomb & Arson. Detectives L. TUIDER 5648, McKINLEY #12931 Area #3 Violent Crimes. Dets. M. Gavin#16720 Bomb & Arson.

Reporting detective was assigned to fire at 4448 S Hermitage where six deaths occurred By Sgt. Olivieri of the 2nd watch.

When reporting detective and Detective Dentis ( Guest arrived on the scene on 24 Mar 84, the

debris was being searched for the missing body of one of the victims. Later, after the body was located, the scene was examined in an attempt to determine the cause and origin, Syte.O.

4 UBO /

BOMB & ARSON UNIT DEATH INVESTIGATION/4448 S Hermitage

26 Mar 84 RD F105510

INVESTIGATION (cont.):

mined.

who resided in the building.

Due to the extensive damage and burning the cause and origin could not be deter-

Interviews were later made to the survivors

Santos LUPERCIO, the resident of the 2nd floor apartment and the father of the deceased children, was interviewed in Holy Cross Hospital by Det. Martin GAVIN, Bomb & Arson, and in summary he related that his wife awakened him and informed him of the fire. Mr. LUPERCIO them went to the rear of the building and observed a large amount of flame coming from ground level and he saw that escape from the rear door was not possible due to the heat. He stated that he went to the south window over the gangway and attempted to kick out the window and while doing so, fell out the window. LUPERCIO stated that he did not see anyone in the area at that time. He stated that the first floor apartment was vacant and that there was no accumulated garbage in the apartment. He stated that children in the neighborhood would smeak into the apartment at times. Mr. LUPERCIO stated that there were no electrical problems in the building. He has not had any problems with anyone in the neighborhood.

Oralia SILLER, 4448 S Hermitage, 3rd fl., was later located and interviewed and in summary stated that she and her husband were awkened by someone outside shouting "fire", and at that time she observed that the fire was in the rear, shooting out the rear door, possibly emanating from the first floor or the basement. She and her husband, Oscar, then awakened the children and escaped out the front door. She stated that shortly after the entire building appeared to be ablaze and at that time Mr. LUPERCIO of the 2nd floor fell out the window over the gangway. Oralia SILLER stated that the first floor was wacant and that the doors to the apartment were not secure. She and her husband hava not had any problems with anyone in the neighborhood.

Leonardo ALFARO, the resident of the first floor apartment at 4450 S Hermitage, was interviewed and in summary stated that he was awakened by the heat and smoke from the bruning building and then awakened his family and they escaped out the rear door of his apartment. He stated that when they first fled he observed the fire was in the rear of 4448 Hermitage and that flames were shooting out the basement windows and the first floor apartment in the rear. His building was not affected at that time, the fire later communicated after he had made two trips into his apartment to remove belongings.

Lt. ENNIS, CFD, Truck 33, was interviewed and in summary stated that Truck 33 was the first unit on the scene. He said that before they left the firehouse located at 43rd & Ashland, they observed the flames from the fire in the sky. Before the first truck stopped, a 2-11 alarm was called. Lt. ENNIS stated that the entire rear end of the building was involved. He went into the living room of the first floor apartment and at that time observed a fireball in the kitchen rolling toward the front of the house and then he exited out the front. Lt. ENNIS stated that he then learned that a mother and five children were trapped in the second floor apartment and he attempted to climb the front stairs but was stopped before he got a fourth of the way up the stairs. The rest of the building then became involved in fire and collapsed.

BOMB-ARSON

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BOMB & ARSON UNIT DEATH INVESTIGATION/4448 S Hermitage

24 Mar 84 RD F105510

### PERMANENT RETENTION FILE

INVESTIGATION (CONT.):

Abel SANDOVAL, the building owner, and who resides at 5030 S Paulina, was interviewed

and in summary stated that the first floor apartment had been vacant for some months but had been cleaned up and there was nothing in the rear of the apartment. He stated that he never had any problems with the tenants. He knows of no problems that anyone in the building was having and he does not know of any reason why anyone would want to set fire to the building.

This is an ongoing investigation.

Det. Kenneth Urbon #14261

APPROVED

BONS ARSON

CAUSE & ORIGIN

Identify and describe all property or possible evidence recovered at the end of the Narrative in column form. Show exactly where found, when found it and its description (include Property Inventory numbers). If property taken was scribed for Operation Identification, indicate I.D. number at end of Narrative. Offender's approximate description, if possible, should include name if known, nickname, sex, race code, age, height, weight, color eyes & hair, complexion, scars, marks, etc. If suspect is arrested, give name, sex, race code, age, C.B. or I.R. number, if known, and stare."Industrody."

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ENTED AND ARBON SECTION

PERMANENT RETENTION FLE

Page 2

4 Apr 84

DEATH INVESTIGATION - 4448 S. Hermitage

F 105-510

ADDITIONAL VICTIMS:

LUPERCIO, Elva; F/WH/30; D.O.A. Mercy Hospital;

4448 S. Hermitage 2nd.fl.
LUPERCIA, REDACTE F/WH/3; 4448 S. Hermitage 2nd. fl., D.O.A. Mercy Hospital.
LUPERCIA, REDACTED F/WH/4; 4448 S. Hermitage 2nd.

fl., D.O.A. Mercy Hospital.

LUPERCIA, REDACTED F/WH/6; 4448 S. Hermitage 2nd.

fl., D.O.A. Mercy Hospital.

LUPERCIA, F/WH/8; 4448 S. Hermitage 2nd.

fl., D.O.A. Mercy Hospital. LUPERCIA, M/WH/10; 4448 S. Hermitage

2nd.fl., D.U.A. Mercy Hospital

INCIDENT:

Death investigation - 4448 S. Hermitage; a three story occupied frame building, 2nd and 3rd floors, 1st. vacant, iggited in an unknown manner. Fire caused the deaths of a mother and her five childre, all found in the debris from the building.

OTHER PERSONS INTERVIEWED:

RODRIGUEZ, Ricardo KIKI; M/Wh; dob. 4845 S. Damen 1st.fl.; hp. 254-6550.

IN CUSTODY:

KLUPPELBERG, James R.: M/W/18: dob. 4758 S. Ada; I.R. No.



ARRESTING OFFICERS:

Det. E.O'Donnell; #12431; B&A.

Det. S. Surdej; #15400; B&A.

LOCATION OF ARREST:

1748 W. 45th.St. in a house.

CHARGES:

Arrested on a Stop Order issued by A/3 V.C. for Armed Rebbery; held over for a line - up.

INVESTIGATION:

Progress report #1 contained the cause & origin. Reporting detective was assigned to fol-

low-up an arson hot line call and a WE-TIP.

An anonymous caller called and stated that a Ricardo RODRIGUEZ, was responsible for the fire. Reporting detectives located Ricardo RODRIGUEZ. He stated that he was not responsible for the fires. He was willing to take a polygraph test. On 3  $\mathrm{Apr}$  84 RODRIGUEZ submitted to a polygraph thest. The results indicated that he was not responsible for the fire and that he did not have any knowledge of who might be responsible. RODRIGUEZ is a member of the SAINTS street gang.

An anonymous WE-TIP stated that a James KLUP-PELBERG was responsible for the fire. It stated that he was seen going in and out of the house all night long before the fire. It further stated that he was seen cutting the cords to the street lights. KLUPPELBERG was located and placed under arrest in regards to a stop order issued by A/3 V.C, for armed robbery. After being transported to A/3, he was advised of his rights. He admitted cutting the wires for the street hight. He stated that

BOMB-ARSON

BUMB AND ARSON SECTION

Page 3 of 3

4 Apr 84

DEATH INVESTIGATION - 4448 S. Hermitage

F 105-510

INESTIGATION CON'T .:

THE STREET LIGHT WAS shining into his window while he was sleeping. He stated that he used wire cutters to cut the wires. He then went to sleep. He stated that this was a-

bout three hours before the fire. He stated that he was alerted the the fire by fire personnel who avacuated t e apartment in which he was staying. The tenant in the apartment is his girlfriend Dawn GRAMONT. GRAMONT stated that James KUPPELBERG was sleeping at the time of the fire. KUPPELBERG refused to take a polygraph exam.

James KUPPELBERG was being held over at A/3 pending a line-up on the armed robbery.

At this time there is not any evidence to indicate that either Ricardo RODRIGUEZ or James

KUPPLEBERG was responsible for the fire.

PERMANENT RETENTION FILE

BOMB-ARSON

11 APR 1984 OS 3F

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The letter was taken from MS Out	inn and inventoried in the 009th District
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Death Investigation

F-105510

CAUSE OF DEATH: All of the deceased dies as the result of extensive burms.

PRONOUNCED: Deceased:

#1. Dr. Smith, Holy Cross Hospital at 0800 hours on the 24 March 1984.

#2. Dr. Smith, Holy Cross Hospital at 0810 hours on the 24 March 1984

#3. Dr. Smith, Holy Cross Hospital at 0810 hours on the 24 March 1984.

#4. Dr. Smith, Holy Cross Hospital at 0830 hours on the 24 March 1984.

#5. Dr. Smith, Holy Cross Hospital at 1130 hours on the 24 March 1984.

#6. Dr. Smith, Holy Cross Hospital at 0810 hours on the 24 March 1984.

NOTIFIED: Medical Examiner Ruddy, on the scene, remains to the Fishbein Institute.

2 floor of the building located at 4448 S Hermitage, LOCATION: destroyed by the fire.

EVIDENCE: No evidence of arson as of this writing.

DATE/TIME: 24 Merch 1984, discovered at 0408 hours.

WEATHER/LIGHTS: Fair, darkness.

All of the deceased were identified by dental charts. Office of the medical IDENTIFIE: examiner.

PERMANENT RETENTION FILE #1.LUPERCIO, Santos Sr. M/WH dob. REDACTED, 32 hears old. 4448 S Hermitage, INTERVIEWED:

2 floor, no phone. Husband and father of the deceased people.
#2.MARTINEZ, Fernando S. M/WH REDACTED , 4452 S Hermitage2 floor, tele#523 496

Heard someone outside on the street yelling fire. Woke up saw the fire next

door. got out of the building. Could not add anything else.
#3.HARAST, Minerva F/WH REDACTED . 4452 S Hermitage, 1 floor, tele #523 4964.
Woke up when she heard some yelling fire, left the building. Knows nothing

M/W 13 years old. 4329 S Mermitage, telephone #523 2926. Lives with parents. Heard and saw nothing.

#5. SANCHEZ, Marie Ellan F/WH 25 years old. 4440 S Hermitage 3 floor, no phone. Heard and saw nothing.

#6. MORENA, Paul M/WH 32 years old. 4430 S Hermitage, no phone. Heard and saw

#7. PETROSUS, Charlie M/W74 years old. 4446 S Hermitage, no phone. Heard and sa

M/WH 13 years old. 4427 S Wood. Lives with mother. Heard and saw nothing.

#9. CRUZ, Charlotte F/WH 20 years old. 4440 S Hermitage, telephone #890 5936. Seen building on fire and called the fire department.

REDACTED

M/WH 14 years old. 4427 S Wood St. Telephone #927 1592.

Lives with parent. Heard and saw nothing.

#11. OSORAO, Lila F/WH 50 years old. 4426 S Hermitage, telephone #376 0986. Hear and saw nothin.

Cheif Altman, hief Arasgo both of the sixth district. FIRE UNITS ASSGD: Fourth Dep, Chief Garrity.

Engines #49 and 23. ire Ambulance #1.

04 5 L 4881 A9A 21 Commander Nichols. Technicians Micek #4645 & Vera #3464 BCMB & ARSON:

Continued on page three

CITY-KLUP 000563

Page Three

Death Investigation

REGIND GOPY

F-105510

AUSGD&

Gommander 009 police district. Car #900 On the scene.

Capt. Thomas Nolan #45. Watch commander of the second watch 009 district.

Lt. John Gollins, watch commander first watch, 009 district.

Sat James Knight, beat #910. Beat #933 Officers Danaher #12805 and company.

Beat #913 Officers Baranski #5557 and McGuire #11973 Paper car.

Chicago Police Departemt Crime Lab.

STATEMENTS: LDPERGIO, Santos Sr. 4448 S Hermitaga, no phone.

PERMANENT RETENTION FILE

INVESTIGATION: The reporting detective assigned to the incident by Sgt Invergo of this command through normal police channels. Upon arribal at the scene it was noted: The building was still smoldering and the fire department and other police units were still on the scene. The eporting had a conversation with the bomb and arson unit personal. They stated that this time they had no idea as to the cause of the fire. Samples would be taken from the deand sent to the lab for analysis.

A conversation was then had with the Chief of the Fire Department, Altmab, and I said that five bodies had been removed from the building and transported to the Holy Cross Hospital. The fire and police were still searching for one other body. This was later found a 1115 hours.

A canvass of the neighborhood was then conducted. see format, and no indication foul play could be uncovered.

The reporting proceeded to the Holy Cross Hospital and had a conversation with I Smith. He stated that he pronounced all of the bodies that were brought into the hospital. He said that all were D.O.A. The remains were then transported to the Fishbein Institute for post motems. Dr. Smith further said that Mr Santos Lupercio was admitted to the hopsital intensive care unit with burs and a skull fracture.

LUPERCIO, Santos Sr. He was interviewed in the intensive care unit and stated in summary the following: He awoke and the apartment was on fire. He could not get to his family so he was going to jump out the back and come in the front. When he got to the back window he fell two floors and struck his head. He was unable to get to his family. He stated that the first floor is empty and he and his family occupy the second floor. He could not say where the fire stated or how it started.

Several days later the results from the samples of the debris that were taken from the scane were returned from the lab. They showed negative for any accelerant.

Based on the above stated facts it is requested that this incident be classified as clsoed, apparent accidental fire deaths.

AREA 3

EI 1861 864 SWIOLENT CRIME

it property taken was scribed for Operation Identification, indicate I.D. number at end of Narrative. Offender's approximate description, if possible, should include name if known, acc code, age, height, weight, color eyes & hair, complexion, scars, marks, etc. If suspect is arrested, give name, sex, race code, age, C.B. or I.R. number, if known, and state "In Custody."

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Bomb & Arson Section Death Investigation -- 4448 S. Hermitage 13 Jan 88 RD#1-105-510

PERMITENT RETENTION FILE

#### INVESTIGATION ( CONT ):

After being given his Miranda Warnings, and after acknowledging of nine years. and waiving same, KUPPELBERG admitted to starting fires in the area where he had resided ( 1748 W. 45th St. ) in 1984. We stated that he started all the fires by igniting available combustible materials with matches or a cigarette lighter. KUPPELBERG stated that he was very sexually active, and that when he was frustrated sexually, he eften randomly started fires. KUPPELBERG even stated that he sometimes started fires while out walking his dog at night.

An anonymous tip had been recieved in 1984, naming KUPPELBERG as a suspect in the fire at 4448 S. Hermitage on 24 March 84; the information mentioned KUPPELBERG's approximate address, his phone number and physical description. The information also mentioned that KUPPELBERG was observed going into and out of the building at 4448 S. Normitage prior to the fire, and that he was observed disconnecting the street lights prior to the fire.

Because of this information, and because of the fact that KUPPELBERG had already admitted that he had started numerous other fires in that immediate area in 1984, he was specifically questioned regarding this particular fire.

After being read his Miranda Warnings again, and after again acknowledging and waiving these same rights, KUPPELBERG made an oral admission to starting the fire at 4448 S. Hermitage en 24 March 1984. This admission was made to the undersigned detectives and to felony review state's attorney Larry Axelrood on 12 Jan 88 at 1121 S State in rm#1001.

#### KUPPELBERG

in summary, but not verbatim stated that on the night of this incident, he was staying with a girl named DAWN GRAMONT in her apartment at 1748 W. 45th st. He stated that there were some frinds of theirs visiting and that he got into an argument with DAWN which resulted in DAWN telling him to leave the apartment and to stay out. He stated that he went into a parked car by the apartment and tried to sleep, but felt too angry and frustrated. We stated that he get out of the car and disconnected a street light He then stated that he walked into the West alley of the 4400 block of Hermitage, and walked into the rear of 4448 S. Normitage in the first floor. He stated that the first floor had been vacant, and that both the front and rear doors were unlocked. He stated that a number of first floor windows were broken. KUPPELBERG stated that he walked around the vacant apartment and gathered papers and other material and piled them in the frontroom of the apartment and then ignited the pile with a cigarette lighter. He stated that he watched the fire burn for a while, and then when it was burning about a feet square, he walked out of the apartment via the rear entrance, walking thru the alley and back to DAWN GRAMONT'S apartment. When describing the fire as he left it. KUPPELBERG took off his shirt and spread it out indicating the approximate size of it. He stated that he did not attempt at any time to extinguish the fire, and he was asked twice and repeated twice that he did not call the fire department. He stated that when he went back to GRAMONT'S apartment, she allowed him to enter and that he sat down at the kitchen table and waited until he heard fire trucks going to the building. He, DAWN GRAMONT, and the people that had been visiting, then went to look at the fire. Me stated that prior to watching the fire, they were told to evacuate the building by the fire department and that they helped to evacuate GRAMONT'S landlerd. He did not knew the landlerd's name. He stated that when he found out that six people died in the fire, he became very werried and did not talk to any of his friends about it.

This investigation is continuing.....

Spalandow BOMB-ARSON Z Nolyton 11935

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Dumu & Arson Section

Death Investigation -- 4448 S Mermitage

18 Jan 88

RD#F-105-510

Investigation (cent):

- (6) John Pilas M/W 6223 S Massaseit Ph: 247-4919 Ph: 767-7673 Owner AA Board up & Glass Service
- (7) Jee Tyrcha M/W 4435 W Belmont Ph:486-6000 Ph: 777-8100 Owner AAA beard-up service
- (8) James Ennis ( retired CFD Lt. ) M/W 3404 W. 64th Pl Ph: 778-7819
- (9) Reman Sebek M/W ( CFD fire Lt. ) 3605 W. 80th St Ph: 284-7223
- (10) Jimian Pyesh M/Ar 4454 S. Hermitage/4852 S Ashland Ph: 927-3927/
- (11) Lupercie, Santes M/WH dob REDACTED age 35 yrs resides at 4939 S Winchester 2nd fl Ph: 476-7442 Wk Ph: 733-4251
- (12) Donna Kuppelberg F/W age 29 yrs DOB resides at 4342 S Mermitage 2nd fl rear Ph 927-0901
- (13) Deleres Kuppelberg F/W 5101 S Hermitage 436-6590
- (14) Bennie Fitzpatrick F/W age 35 yrs resides 3351 S. Bell Ph: 927-6535/444-0484 (Beeper)
- (15) Martin Paladino M/W age 38 yrs (IR# 2238 W. 54th Pl

PANTE REFERENCE FLE During the course of this investigation it was ascertained that five persons were in the apartment at 1748 W 45th St on the night of the fire in which six persons were killed at 4448 S. Mermitage. These persons were JAMES KUPPELBERG, DWAXNE GLASSCO, DAWN GRAMONT, MICHELL BRITTAIN, and DON BRITTAIN. All were interviewed separately and at different times.

#### JAMES KLUPPELBERG

has admitted that he intentionally started the fire at 4448 S. Hermitage on 24 Mar 84. That statement is included in a previous supplementay report.

#### DWAYNE GLASSCO

In summary, not verbatim, stated on the night of the fire at 4448 S. Hermitage he was with the afore-mentioned persons. Sometime late in the night Kuppelberg complains about the street light being " too bright " and goes out and disconnects it with pliers. Kluppelberg then goes into the alley and discennects the alley light. (There is a street light directly in front of 1748 W 45th St; there is an alley light directly behind the building at 4448 S. Hermitage.) Glassco sees Kluppelberg walking in the alley. A short while later, GLASSCO notices the building burning and KLUPPELBERG comes back into the apartment with a big grin on his face . Glassco asks Kluppelberg if he has started another fire, and Kluppelberg deesn't answer 90 50 F201 UAT

Glassco stated that the group then went outside and watched the He stated that he helped pull a man who was near the burning building and injured onto the street as the fire trucks pulled up. As fire spreads, Glassco, Kluppelberg,

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18 Jan 88

Death Investigation -- 4448 S. Hermitage

RD#F-105-510

INVESTIGATION (CONT)

DWAYNE GLASSCO ( Cont ): Grament, and Den Brittain assist Grament's landlerd from his residence. Glassco stated that the entire group believed Kluppelberg started the fire. He further stated that he anenymously phoned the Back of the Yards Journal and told them that Kluppelberg had cut out the street lights and had started the fire. He stated that Kluppelberg often started garbage cans on fire and that Kluppelberg worked for a board-up service and used to start fires in order to obtain board-up business.

## PERMANENT RETENTION FILE

#### DAWN GRAMONT

stated in summary, but not verbatim, that she was in apartment at 1748 W 45th St on the night of the fire with Kluppelberg, Glassco, Don & Michell Brittain. Stated that she had been drinking and got into an arguement with Kluppelberg with whom she had been residing with. She stated that he had wanted to have sex with her, and she refused, telling him: if you want any, go back to your fucking wife ... She stated that Kluppelberg then left and shut off the street lights. She stated that he later came back in the apartment and told everyone that there was a fire. She stated that she always believed that he had started the fire that killed the six people, because he was always starting garbage cans on fire and starting fires to get She stated that Kluppelberg, Glassco, Brittain and herself helped board up business. evacuate her landlord later in the evening as the fire spread. She stated that although Kluppelberg never discussed this particular fire with her, she overheard conversations between Kluppelberg and some of his friends about the fires that Kluppelberg had started. It was later learned that two of these individuals were: RANDY JOHNSON LKA: 1344 W 49th Pl and MARTIN FLORES LKA: 1421 S. 49th Ave IR#

#### MICHELL BRITTAIN

REGRI GIPY

stated in summary, but not verbatim, that she was in the apt. of Gramont's with the above mentioned individuals on the night of the fire. She remembers Kluppelberg leaving the apartment and then later returning. A few minutes later, she heard fire engines. Kluppelberg told the group that there was a fire. She stated that she immediately looked outside and observed a fire at 4448 S. Hermitage with flames at least 20 feet high. Michelle stated to Kluppelberg: you act like you started that fire...and Kluppelberg just smiled at her. She stated that she did not remember the street lights being off or on. She stated that the fire was just too big for Kluppelberg to have come into the house without seeing it. She also stated that on the night of the fire she thinks Kluppelberg tried to get some board up business.

#### DON BRITTAIN

stated in summary, but not verbatim, that he was with the above mentioned group on the night of the fire. That during that night Kluppelberg left the apartment once or twice and that he was carrying pliers. He couldn't remember if the street lights were out however. He remembered that have Gramont and Kluppelberg had an arguement earlier in the evening and said they were throwing pots and pans at each other. He stated that after Kluppelberg resentered the apartment, he waited about 10 minutes and walked to the ditches winds and pulled back the curtains telling everyone that: there's a fire. He confirmed that he and the other men assisted Gramont's landlerd out of his building.

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Bomb & Arson Section

18 Jan 88

Death Investigation -- 4448 S Hermitage

RD#F-105-510

Investigation (cont):

### PERMANENT RETENTION FILE

#### ORALIA RODARTE SILLER

in summary stated basically the same thing as reported previously. She said that the first floor was vacant. When shown a photo of Kleppelberg, she stated that she did not remember him from that area.

#### JOHN PILAS

stated that he is the owner of AA board up service. He stated that he first saw Kluppelberg on the night of the fire at 4448 S Hermitage because he wondered who this guy was, who was trying to go around and selicite the board up for the burned buildings there. He remembered also because the burned buildings were directly across from a city park. He stated that since Kluppelberg seemed to be such a hustler, he offered Kluppelberg a job a couple of months later. He stated that Kluppelberg was later arrested for burglary while using a AA board up truck.

#### JOE TRYCHA

stated that Kluppelberg only worked for AAA board up for 1-2 months. He stated that Kluppelberg was terminated from his job, but that he couldn't remember for what reason. He stated that at the time of Kluppelberg's employment, beard up men werked for a commission/percentage basis. Board up men were paid based on the number of building's owners they could sign up for board up service at a fire scene. He thinks that Kluppelberg was employed by his firm on the date of this fire. He didn't know if Kluppelberg obtained any of the board up service but he is currently having the firm's records checked.

#### JAMES ENNIS

stated in summary that the fire was on the first floor near the front when he arrived on the scene; he attempted to rescue children on second floor but was driven back by flames and heat.

#### ROMAN SOBEK

( CFD Lt. ) stated that when he arrived on the scene, the seat of the fire at 4448 S. Hermitage seemed to be at the front of the building on the first floor. He did not see the rear of the building.

#### JIMIAN PYESH

stated in summery that on the night of the fire about 0300 hrs he remembered seeing the street lights go out. He stated that about 1/2 hour later the fire occurred. He stated that he noticed a male white youth ( 17-20 yrs ) with blond hair in the alley. He could not identify the youth by face however. He identified a picture of Kluppelberg as the person staying at 1748 W 45th St with DAWN GRAMONT at the time of the fire. He wasn't sure if he observed Kluppelberg out on the night of the fire. He says that Kluppelberg used to start garbage cans on fire and once scorched the side of 1748 W 45th st with a fire he (Kluppelberg) started. Dandon

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BOMB & ARSON SECTION

18 Jan 88

Death Investigation -- 4448 S Mermitage

RD#F-105-510

Investigation (cont ):

#### SANTOS LUBERCIO

stated approximately the same thing as recorded in earlier reports regarding this incident. He identified a photos of Kluppelberg and stated that he observed the subject hanging out in the park across the street from his (Lupercio's) apartment on several different occasions. Stated that he never had an argument or other words with Kluppelberg. Stated that he believed Kluppelberg resided in the neighborhood, but did not know where.

### PERMANENT RETENTION FILE

#### MARTIN PALADINO

stated that he only knew Kluppelberg because Kluppelberg had helped Paladino repossess cars on several occassions in 1984. Knew nothing about the fire incident.

#### DONNA KLUPPELBERG

stated that she was married to Kluppelberg at the time of the fire but that Kluppelberg was then residing with DAWN GRAMONT. She knew nothing of the fire incident. She remembered that he worked for a board up service.

#### BONNIE FITZPATRICK

stated in summary that she is Kluppelberg's live-in-girlfriend. stated that he lives with her at 3351 S Bell and operates a remodeling business from the premises. She stated that she knows Kluppelberg " has a problem " but says that he never discussed the fire at 4448 S. Hermitage.

#### DOLORES KLUPPELBERG

stated that she also knows that her son has a problem, but she never considered him to be a fire-startem. She said that although their family trailer had a fire as Kluppelberg stated he had started; she did not think he could do such a thing. She said that the only times there have been "police" problems for Kluppelberg was when he killed a man with a 2 X 4 board and when he was arrested for burglarizing currency exchanges.

This investigation is continuing......

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DEATH INVESTIGATION Victim, LUPPRCIO, Santos F - 105510 24 JAN 88

Page # 2

REGUAD GUP

STATEMENTS:

Oral statement by the interviewed subject GRAMONT, additionally GRAMONT appearred and testified before the Grand Jury

INVESTIGATION:

In continuance of this investigation the undersigned R/Ds re-interviewed GRAMONT and after apprising her of the facts

and circumstances of this investigation she related that she had not told all of the facts regarding the night of this incident and that she now wanted to tell the entire account of the facts and circumstances of the night and early morning in question, 23-24 MAR 84

GRAMONT then went on to relate the following in summary and not merbatim; On the night of 23-24 MAR 34 she and several others had occasion to be in her apartment located at 1748 W. 45th St. She then went on to say that present in her apartment were herself, Kuppalberg, Classe Duane and Dom and Michelle Britain and that they were having a party of sorts that evening. GRAMONT then stated that she and Kuppelberg became involved in an on-going argument over KUPPERBERG wife and marital status. Further, she stated that every time KTPPELBERG would argue with he: or any other female he would go and set a fire or fires or would steal something to relieve the pressure of the situation. GRAMONT then added that at approx 2000/2100 hrs on 23 MAR 84 KUPPENBERG left the apt. and that she followed him as she thought he was going to set a fire She then went on to say that she followed him out of the apt. and then N/B in the alley behin her apt. She followed him to the light/utility pole located in the ally behind the building at 4448 S. Mermitage St. (Site of the fires and deaths) She then added that at that time KUPENLBERG then climbed the pole and was mainpulating the wires and eventually the alley ligh on the pole was extinguished. GRAMONT then added that he was up the pole approx. 5 minutes a PERMANENT RETENTION FALE that he then returned to the aptartment.

GRAMONT then stated that she returned to the apt. and that 1 (KUPPELBERG) and hercontinued to argue over sex and his wife. She then stated that at approx 2300hrs. KTPPELBERG then left the apt. again and she again followed him to the same pole and he again climbed the pole and was doing something to the wirs. GRAMONT then said that he stayed up the pole for another 5 minutes and again return

again followed him to the same pole and he again climbed the pole and was doing something to the wirs. GRAMONT then said that he stayed up the pole for another 5 minutes and again retured to the apt. Upon arriving at the apt. GRAMONT confronted KUPPMISERS and asked him why he went to the pole and he then responded that it was none of her business and he then ended the conversation.

She then went on to say that at approx. O100hrs on 24 MAR & KNPPEIBERG again left the apt. and she again followed him as she thought that he was definitely going to start a fire as the argument between him and her had not decreased. She then went on to say that she then followed him to the pole, but, this trip KUPPEIBERG went to the rear door of the bldg. that had burned and that she saw him looking in the rear door. GRAMONT then stated that she saw him looking into the door for several minutes and that he and she then returned to the apt. GRAMONT then added that on all of the trips she did not think that KUPPEIBERG was aware that she was following and observing him. She then added that she did not see him stant any fire, but, thought that somehow he had started the fire from the utility pole.

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CONTINUED ON PAGE # 3

DEATH INVESTIGATION Victim, LTPERCIO, Santos F - 105-500 24 JAN 88



Page # 3

## PERMANENT RETENTION FILE

INVESTIGATION CONT'D:

GRAMONT then went on to say that the arguement continued for a time longer and that KUPPELBERG then stated that he was going to stay at his mothers house and that he was leaving the apt. GRAMONT then stated that this was not a strange thing for him to do as his mother lived at 48th and Ada St. only several blocks away. KUPPELBERG then left the apt. supposedly heading for his mothers house GRAMONT then related approx. 10-15 minutes later KUPPELBERG returned to the apt. and that he smelled strongly from smoke and that his clothing was dirty. She then went on to say that upon his arrival at the apt. KUPPFLEERG stated " I have an instinct and there is going to be fire." GRAMONT then added that it was at this point that she heard the first fire engines arriving at the scene of the fire. She then added that she then confronted KUPPELBERG sayin that he had set the fire and he then stated that he had set the fire. She further related t she asked him if the house on fire was the house by the pole he had been climbing to which KUPPELBERG replied that it was the house by the pole. GRAMONT continued to accuse KUPPELBER of setting the fire and KUPPELBERG continued to say that he had set the fire. GRAMONT then ed that as the fire got larger more and more fire equipment arrived on the scene and that sh and the other occupants of the apt. went over to watch the fire. GRAMONT then added that she and KUPPELBERG were watching the fire and that during this time KUPPELBERG was solicitin for the board-up of the damaged buildings. She then added that he was distributing orange stickers for his board-up company to the gathered crowd watching the fire.

GRAMONT then went on to say that as the fire was extinguish she and the same people that had been in her apt. returned her apt. She then went on to say that approx. 15 minutes after arriving back at her apt. sh had occasion to be in the rear bedroom of her apt. and at that time she overheard KYPPELBERG talking in the adjoining kitchen. She stated that the only thing between her and those talk was a sheet across the doorway for privacy in the bedroom. She then stated that in the kitc was KUPPELBERG and GLASSCO and GLASSCO was asking why KUPPELBERG he started the building on fire and KUPPELBERG replied that he had started the fire and the reason he started the fire w that he was angry Dawn. She then went on to say that all of those in the apt. had asked her if KWPPELBERG had set the fire and she did not respond to them as she was afraid for her and her childrens safety.

GRAMONT then related that several weeks after the fire she KUPPELBERG were in her apt. and that they were again arguin over KUPPELBERGS wife and at that tie GRAMONT stated "Why did you set the fire that killed all those children" to which KWPPELBERG responded "I did set the fire where the kids died but I didnt set that bldg. on fire I lit the one next door and that caught the kids bldg. on fireo

GRAMONT then added that the subject was never brought up again until GRAMONT was visiting KUPPFLBERG at the East Mol: jail and at that time KUPPELBERG brought the fire up and stated that he had in fact set the fire where the kids were killed and the reson that he had set the fire was that he was angry at GRAMONT, Donna his wife and another girl named Kathy Meagher. GRAMONT was the taken to ti States Attornys Office whereshe was interviewed by ASA Bruce Rather and then testified before the Grand Jury. This investigation remains in progress and the R/Ds request that this repor be considered a progress report. Any further developments will be the subject of additional supplementary reports.

ERPORT OF:

Det. William Foley #8108 William Kelly #3644 Area 3 Violent Crimes

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Page # 2

VICTIMS CONT'D:

REGLASSIFIED

ADDITIONAL VICTIMS:



OWNERS OF BUILDINGS:

LUPERCIO, F/WH/8., 4448 S. Hermitage St., No Phone., Single., Student., DOA at Mercy Hospital 24 MAR 84., 0810hrs., Dr. Smith., ME Case # 528 MAR8

LUPERCIO, F/WH/6., 4448 S. Hermitage St., No Phone., Single., DOA at Mercy Hospital., 24 MAR & 0915hrs., Dd. Smith., ME Case # 527 MAR 84

LUPERCIO, F/WH/3., 4448 S. Hermitage St., No Phone., Single., DOA at Mercy Hospital, 24 MAR 84 ME Case # 530 MAR 84., Dr. Smith., 0915hrs.

No Phone., Single., DOA at Mercy Hospital 24 MAR 84, 1130hrs., Dr. Smith., ME Case # 529 MAR 84

LUPERCIO, Santos Sr., M/WH/35., 4939 S. Winchester & 2nd Flr., Ph# 476-7442., Unemployed. This victim was hospitalized at the Holy Cross Hospital with a skull fracture, burns to the back and bruised should Additionally this victim was hospitalized for three months as a result of the injuries he sustained from falling from his second floor apartment window.

The following persons were treated and released at the Holy Cross Hospital. The sustained varying degrees of Smoke inhalation:

SILLER, Oscar., M/WH/26., 4448 S. Hermitage St., 3rd Flr., New Address 2017 W. 52nd St., No Phone.

SILLER, Oralia, F/WH/24., 2017 W. 52nd St. SILLER, REDACTE, F/WH/5., 2017 W. 52nd St. SILLER, REDACTED, M/WH/4., 2017 W. 52nd St.

PETROSUS, Charles., M/W/74., 4446 S. Hermitage St., 1st Fl., Ph# 247-1462., This victim was also treated and released at the Holy Cross Hospital smoke inhalmation.

, F/WH/6., 4450 S. Hermitage St., 1st Flr., Treated and released at the Holy Cross Hospital for smoke inhalation

PENA, Guadalupe., M/WH/51., 4450 S. Hermitage. SANDOVAL, Abel., M/WH., 50., 4448 S. Hermitage., currently residing at 5030 S. Paulina.

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CONTINUED ON PAGE # 3

F- 105 510 29 JAN 88

Page # 3

RECLASSIFIED

IN-CUSTODY:

REGAL GOPY

KUPPEIBERG, James., M/2/22., DOB
Address 3351 S. Bell St., AKA KLUPPEIBERG, James.,
No Phone., Unemployed., Single., 5-07., 1651bs.,
Blue eyes and blonde hair., Light complected., At
the time of arrest KUPPEIBERG had a moustache and
full beard., At the time of arrest KUPPEIBERG was
wearing a blue jean jacket, white shirt and blue
jean pants., brown shoes., IR# REDACTED CB# REDACTED

ARRESTING OFFICERS:

Dets. William Foley #8108, William Kelly #3644
L. L. Rolston #11935, J. Schmitz #14634
J. Smith #3023, J. Rusnak #11162

DATE, TIME, LOCATION OF ARREST:

OCATION PERMANENT RETENTION SIE 28 July 100 1100hrs., 2630 S. California Ave., Oriminal Cts. Building., 4th Floor., Rm 402

CHARGES, COURT BRANCH AND DATE:

The above listed In-Custody subject was indicted by the Grand Jury and was charged with 18 counts of Murder, seven counts (7) counts of Attempted Murder and three (3) counts of arson. The In-Custody subject is to be arraigned before the Chief Judge., 2600 S. California Ave., Rm100., 18 FEB 88.

LCCATION:

The scene of this incident is a three story frame bldg containing three five room apartments located at 4448 S. Hermitage St. Additionally, the building located at 4450 S. Hermitage St. burned to the grour It also was a three story frame building. It should be noted that the buildings at 4446 and 4452 S. Hermitage St. were also damaged in this same fire.

DATE AND TIME:

24 MAR 84., 0409hrs.

WEATHER/LIGHTING:

Clear/cool/artificial and natural

MANNER/MOTIVE:

The offender entered the vacant first floor apt at 4448 S. Hermitage St. and ignited newspapers that then in turn ignited the building involving the enti building at 4448 S. Hermitage St. This fire then spread to the adjacent bldg. at 4450 S. Hermitage and completely destroyed that bldg. It should be not that the bldgs. at 4446 and 4452 S. Hermitage St. were also heavily damaged. The offender started thi fire because he was mad at his girlfriend Dawn Gramont.

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CONTINUED ON PAGE # 4

**F-**105 510 29 JAN 88

IDENTIFIED BX:

EV MEELASSMILLED

NOTIFICATIONS:

GOND GUNY

PERSONNEL ASSIGNED:



INTERVIEWED:

STATEMENTS:

2

Page # 4 PENALETT RETENTION FILE

The victims in this incident by the Medical Examiners Office through the use of dental records.

Inv. 458119 - 46 black and white C.F.D. phot graphs, 1 copy of C.F.D. repordated 3-24-84, 1 copy of C.F.I Trk. 33 log book dated 3-24-84

E.I. 5696 - 10 color photos of fire scene RD# F-105510- Recent photos of fire scene

A.S.A. D. O'Brien, Felony Review Unit L. Axelrood, Felony Review Unit W. Gamboney, Felony Review Unit

A.S.A. B. Rather, Arson Unit J. Warnick, Arson Unit

(1988) Bt. 5311 - Foley#8108 and Kelly #3644 5312 - Smith#3023 and Rusnak#1116 5313 - Cegielski#14238, Crescenzo 5314 - Ptak #6029 5918 - Rolston#11935.Schmitz#4463

5918 - Rolston#11935, Schmitz#1463 9632 - Tech. Gurtowski#13319

(1984) Bt. 5316 - Tuider#5648, McKinley#12931 5812 - Jenkins #11828

5813 - Urbon#14261, Guest#10600 5814 - O'Donnell#12431, Surdej#154

GRAMONT, Dawn., F/W/22., DOB
S. Parnell 1st Flr., No Phone., Eye/Oral
SS#
, Single., Unemployed

GLASSCO, Duane., M/W/23., DOB W. 39th St. No Phone., Single., Unemployed, Eye/Oral/Written

Battalion Chief William C. Alleta, Director Office of Fire Investigation., 1401 S. Michigan Ave., 744-0344

Dept. Chief F. Pat Burns, Fire Marshal, Asst Director, Office of Fire Investigation, 1401 S. Michigan Ave., 744-0344

Oral statement by In-Custody KUPPELBERG

9S Idral Sand Written statements by GRAMONT and OGLASSCO

CONTINUED ON PAGE # 5

F - 105510 29 JAN 88

# Page # 5

INVESTIGATION:

The undersigned R/s were assigned to this investigation by Sgt. Lee of this command. The reporting detectives were informed that during the course of an arson investigation, a subject ( James KUPPEIBERG) had admitted to starting a fire where six persons had died. Upon further investigation, it was learned that the fire had occured on 24 Mar 84 and was located at 4448 S. Hermitage. The reporting detectives proceeded to the Records Division and obtained The reporting detectives proceeded to the reporting and copies of all reports that had been provided submitted. The reporting detectives then signed KUPPEIBERG out of Mens Central Detention and brought to Area 3 Violents Crimes for an interview. After advising KUPPEIBERG of his Constitutional rights, KUPPEIBERG related that he had spoken with his lawyer and that he did not wish to make any statement at that time.

The R/Ds then had occasion to attend a conference with A.S.A. Warnick of the Arson Task Force, the Bomb and Arson Unit detse Rolston and Schmitz and A.S.A. B. Rather. As a result of that conference the R/Ds had occasion to interview Director Alletto and Depa Director Burns of the C.F.D. Office of Fire Investigation.

Alletto and Burns related the following in summary; On 24 MAR 84 they had occasion to conduct an investigation into the cause and origin of the fire which occurred at 4448 S. Hermitage St, 24 MAR at their investigation revealed the fire was an incendiary fire and that this was evidenced by the volume indicates ty of the fire, as well as, the burn patterns found at the scene They then went on to say that they eliminated any other a was af the fire and that the absence of any fire and the volume of the fire and the volume. other cause of the fire and that the absence of any fire load and the volume and intensity and speed of the fire led then to the conclusion that this was an incendiary fire, arson. In conclusion they related that they were of the opinion that the point of origin was the rear 2/3rds of the first floor apt. of the building located at 4448 S. Hermitage St. Alletto and Burns then turne over to the R/Ds a series of photographs taken the day of the fire, these photographs were of the scene and the victims as they appearred on the date of this incident.

Armed with this information the R/Ds then went to the address of this occurrence and observed it to be two (2) empty lots with a utility pole in the rear of 4448 and a city light pole in the parkway of the empty lot at 4450 S. Hermitage St. It should be noted that there are two (2) existing buildings adjacent to these empty lots and that their addresses would be 4446 S. Hermitage St. to the north and 4452 S. Hermitage St. to the south. The scene was then photographed by an evidence technician.

During the course of this investigation it was learned that KUPPELBERG was at the home of his girlfriend Dawn Gramont, which was at 1748 W. 45th St. which would be two (2) doors to the south of this findent. Further, it was learned that there were several people present in the apt. on the date and time of this incident. Those present were Gramont, Duane Glassco and Michelle and Don Britian, as well as, KUPPELBERG.

CONTINUED ON PAGE #6

# PERMANENT RETENTION FILPage # 6

INVESTIGATION CONT'D:

F - 105510
29 JAN 88
[ASSIFIED] Dawn Gramont was interviewed and her account of the night of 23-24 MAR 84 was recorded

in a Supplementary report submitted 24 JAN 886. In addition Gramont was interviewed by A.S.A.s Rather and Warnick and appearred and testified before the Grand Jury regarding this incident.

Duane GLASSCO was then located and interview by the B.Ds, as well as, A.S.A. Rather.

Glassco related that on the night of this incident he was at Dawn Gramonts house located at 1748 W. 45th St. Present in the house was himself, Dawn KUPPELBERG and Don and Michelle Britian. He than went on to say that Dawn and KUPPELBERG were arguing throughout the entire evening and into the night of 23-24 MAR 84. He then went on to say that at approx 2330hrs he observed KUPPELBERG disconnect the street light in front of Dawns house and then return to the house. He then added that KUPPELBERG left the house a second time approx. one (1) hour later and at that time KUPPELBERG took a stack of newspapers approx. 1ft. high into the rear of the house located at 4448 S. newspapers approx. 1ft. high into the rear of the house located at 4448 S. Hermitage St. He then auded that KUPPELBERG remained in the house for appro 10-15 minutes. He then saw him come out of the house at 4448 and return to Dawns house. GLassco then went on to say that he had a perfect view of the rear of 4448 as he was in Dawns attic and the window in the attic faces nort ward toward the rear of 4448 and 4450 S. Hermitage St.

GLASSCO then went on to say that at 0330-040 on 24 MAR 84 he was again looking out of the attic window and after discovery of KUPPELBERG leaving the house he saw KUPPELBERG enter the rear of 4448 carrying a paper bag with something inside the bag. Glassco then went on to say that KUPPEIBERG remained in 4448 S. Hermitage St. for approx. 15-20minutes and then runs out of the house at 444 and then east through the yards to Wood St and then south on Wood St. to 45th St. and then back into Dawns house. Glassco stated that he saw KUPPEL-BERG take the paper bag from next to the garbage can across the alley from 4448 S. Hermitage St. Glassco then continued that when KUPPELBERG came back to Dawns house he smelled from smoke and his clothes were dirty and they had bits of paper and debris on the clothing. He then went on to say that ne then smelled a heavy concentration of smoke and then saw the fireand the responding fire trucks pulling up at the house at 4448 S. Hermitage.

Glassco then went on to say that as the fire trucks were arriving he asked KUPPELBERG if he had set the fire and KUPPELBERG stated that he had and for GLASSCO to keep his mouth shut. Glassco then added that all of the people in the house went out to watchthe fire and it was at that timethat Glassco saw KUP-PELBERG handing out business cards and soliciting the crowd for board-up business from the fire. Glassco then went on to say that he has seen KUP-PELBERG hand out business cards at other fires that KUPPELBERG had set.

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> > CONTINUED ON PAGE # 7

F-105510 29 JAN 88

Glassco then continued that he and KUPPEL-



Page #7

RECLASSIFIED

INVESTIGATION CONT'D:

BERG went back to Dawn's house and that the went to the attic and removed the trap door in the roof and were watching the fire. At that time Glassco asked KUPPEIBERG if he had set the fire to which KUPPELBERG replied that he had set the fire and that Glassco had better keep his mouth shut about the fire and the admission. Glassco related that sometime later the same morning he again asked KUPPELBERG why he had started the fire and KUPPELBERG told him that he did it (set the fire) for no particular reason. At that time KUPPELBERG went on to tell Glassco that he liked seeing fire trucks and he was mad at Dawn and anytime he was mad at someone he starte a fire. KUPPELBERG then told Glassco he set the fire because he felt like starting a fire, so he did. Galssco then stated that he had occasion to be talking to KUPPELBERG within a week after the fire and at that time he asked KUPPELBERG if he felt bad that so many people died in the fire he had started and KUPPELBERG said that he did not bad at all and that the people should have gotten out of the building before the flames spread to their apartment. GLASSCO then added that several days after the fire that he had anaymously cor tacted the Back of the Yards Journal with the tip that KUPPELBERG was the offender in this arson. (We-Tip cited in prior reports) Glassco then appearred and testified before the Grand Jury in this matters

In continuance of this investigation the R/¢ appearred and testified before the Grand Jur on 27 JAN 88 and as a result the Grand Jury issued an arrest warrant charging KUPPEIBERG with 18 counts of Murder, 7 counts of Attempted Murder and 3 Arson counts. This warrant was signed by Judge Karnezis and registered with the C lerk of the Court and lodged at the County Jail where KUPPEIBERG was in custody on another charge. The R/Ds appearred in Br. 44, 28 JAN 88 and at that time arrested and processed KUPPEIBERG on the above listed charges. It should be noted that at the time of this arrest KUPPEIBERG was represented by Atty. Marshall Weinberg and that KUPPEIBERG invoked his cons. right to silence. Judge Bolan then instructed the R/Ds not to question KUPPEIBERG regarding this investigation. All charges approved by A.S.A.s Warnick and Gamboney. As a result of the above stated facts and the arrest and charging of the offender in this incident the undersigned R/Ds request that this case be re-classified from Death Investigation (5084) to Homicide/Murder (0110), Cleared by Arrest and CLOSED.

REPORT OF

Dets. William Foley #8108
William Kelly #3644
Area 3 Violent Crimes

-3 LEB 1989 11 2P

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Homicide/Murder LUPERCOI, Santos

Beat #913 RD#K 105 510

Page #2

### PERMANENT RETENTION FILE

INVESTIGATION (Cont): meant and asked him why he was not in jail and he replied that he was out on bond. It should be further noted that the fire had just started and he was asked how he got there so fast and replied that he had a radio in his truck. A brief inspection of the truck revealed no such radio. He was then asked about the radio and then showed us a "Realistic" brand hand held scanner. During further conversations with James Kluppelberg he was asked how he was doing and replied that he was hustling for the board up service and also working for a lawyer in getting him personal injury cases. He then gave the reporting officers several cards with the name of his company and phone number on them; also with his name printed on them.

Detectives Thomas Ptak

#6029

Michael Duffin #13596

Area #3 Violent Crime Unit

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HOMICIDE/Murder LUPERCIO, Santos

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page 2

F 105 510

INVESTIGATION(cont):

that he has known KUPPELBERG, James for several years. BRITTAIN further related that in MARCH of 1988, he was being held in the Cook County Jail. KUPPELBERG was also being detained there at that time. BRITTAIN related that he was with KUPPELBERG in a cell along with another inmate when they were joined by a male hispanic. This male hispanic had a newspaper article about the LUPERCIO homicides and had named KUPPELBERG as the suspect who had been arrested. The male hispanic was asking KUPPELBERG if the article was about him. KUPPELBERG told them that it was and that was why he was in jail at that time. KUPPELBERG then told the Hispanic males that he did not do

PERMANENT RETENTION FILE

Shortly after this, the hispanic males left the cell and BRITTAIN was left alone with KUPPELBERG. At this time BRITTAIN asked KUPPELBERG about the six murders from the fire. BRITTAIN related that KUPPELBERG then told him that he had been with his ex-girlfriend, DAWN, at her house when they had gotten into an arguement. KUPPELBERG then told BRITTAIN that he left their apartment and went into the building at 4448 S. Hermitage. KUP-PELBERG told BRITTAIN that he went in there to see if he could steal anything that had been left in the vacant apartment. The conversation continued with KUP-PELBERG telling BRITTAIN that he lit a piece of newspaper to use as a torch for some light. KUPPELBERG then said that he threw the lit paper on the floor and then left. KUPPELBERG claimed that the fire had been an accident. BRITTAIN indicated to KUPPELBERG that he did not believe that the fire had been an accident to which KUPPELBERG responded, "Well the house looked abandonned."

BRITTAIN further related that during this conversation, KUPPELBERG told him that he had started cars on fire while working as a security guard. KUPPELBERG told BRITTAIN that he started these fires to make it look as that the parking lot he was working needed more security.

The incident has previously been closed.

REPORT OF:

Det. W. Kelly Det. W. Foley

RECRUICE CONTRACTOR OF THE SECOND CONTRACTOR O

69 -8 LEB 1883 1P

BOMB & ARSON SECTION/DETECTIVE DIVISION			-	· .	J-242-/32	/ ۲-105-510	
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cause of fire due to offender ign	niting	avail	able combust	ibles with 1	ighter/mat	ches	
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NARRATIVE - Include a brief account of the incident with cluded if applicable.	h all pertin	ent infor	mation included. Ut	tility, smoke detecto	or & sprinkler int	ormation will be in-	
During investigation of arson fi	res re	corde	d under J-54	5-732, above	offender	admitted to	
starting these two car fires and	l in ad	ditio	n admitted t	o starting a	series of		
garage and abandoned building fi	res in	the	009 distict	during and p	receeding	1984.	
XX Offender also admitted to sta	rting	a fir	e at 4448 S.	Hermitage o	on 24 Mar	34 in	
which six persons were killed.	Oral	admis	sions were g	given to both	det's an	d ASA.	
After consultation w/ spec. pros	s. it w	as de	cided that c	corroboration	of offen	der's	
confession was needed before mur	rder ch	arges	could be ap	proved re:	fire death	S •	
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